

01  
02  
03  
04  
05 UNITED STATES DISTRICT COURT  
06 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

07 UNITED STATES OF AMERICA, )  
08 Plaintiff, ) CASE NO. MJ21-318  
09 v. )  
10 GERSON A. FLORES RIVERA ) DETENTION ORDER  
11 Defendant. )  
12 \_\_\_\_\_ )

13 Offenses charged:

- 14 1. Possession with Intent to Distribute Methamphetamine, Heroin, and Fentanyl  
15 2. Possession with Intent to Distribute Fentanyl  
16

17 Date of Detention Hearing: June 3, 2021.

18 The Court, having conducted a detention hearing pursuant to 18 U.S.C. §3142(f) and  
19 based upon the factual findings and statement of reasons for detention hereafter set forth, finds  
20 that no condition or combination of conditions which defendant can meet will reasonably assure  
21 the appearance of defendant as required and the safety of other persons and the community.  
22

01            FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

02            1.        Defendant has been charged with a drug offense, the maximum penalty of which  
03 is in excess of ten years. There is therefore a rebuttable presumption against defendant as to  
04 both dangerousness and flight risk, under 18 U.S.C. § 3142(e). Defendant has multiple  
05 pending state charges dating back from 2018, including charges for controlled substances and  
06 unlawful firearms possession. He is currently charged with Possession with Intent to Distribute  
07 Methamphetamine, Heroin, and Fentanyl, with records indicating that this alleged offense  
08 occurred while he was on bond from a King County matter involving pending drug and gun  
09 charges.

10           2.        Defendant poses a risk of flight based on the 15 felony bench warrants issued  
11 for his repeated history of failure to appear. Defendant is a danger to the community because  
12 of his reoccurring history of similar criminal conduct. Defendant allegedly committed the  
13 current offense while on bond in another matter involving drugs and firearms. He does not  
14 contest detention.

15           3.        There does not appear to be any condition or combination of conditions that will  
16 reasonably assure the defendant's appearance at future Court hearings while addressing the  
17 danger to other persons or the community.

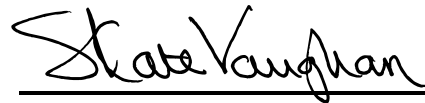
18        It is therefore ORDERED:

- 19        1. Defendant shall be detained pending trial, and committed to the custody of the Attorney  
20        General for confinement in a correction facility separate, to the extent practicable, from  
21        persons awaiting or serving sentences or being held in custody pending appeal;  
22        2. Defendant shall be afforded reasonable opportunity for private consultation with

01 counsel;

- 02 3. On order of the United States or on request of an attorney for the Government, the person  
03 in charge of the corrections facility in which defendant is confined shall deliver the  
04 defendant to a United States Marshal for the purpose of an appearance in connection  
05 with a court proceeding; and
- 06 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel  
07 for the defendant, to the United States Marshal, and to the United State Probation  
08 Services Officer.

09 DATED this 4th day of June, 2021.

10 

11 S. KATE VAUGHAN  
12 United States Magistrate Judge  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22